

THE HON'BLE SRI JUSTICE SANJAY KUMAR

CONTEMPT CASE NO.1534 OF 2013

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DATED 29TH NOVEMBER, 2013

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Between:

Mahmood Miyan

.. Petitioner

And

T. Peddi Raju and another

.. Respondents

THE HON'BLE SRI JUSTICE SANJAY KUMAR

CONTEMPT CASE NO.1534 OF 2013

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ORDER:

This contempt case is filed alleging disobedience to the order dated 24-09-2012 passed by this Court in W.P. No.29415 of 2012. By the said order, this Court directed the Andhra Pradesh State Road Transport Corporation (APSRTC) to consider the explanation submitted by the petitioner to the show cause notice dated 08-08-2012 and pass appropriate orders in the matter in accordance with law. Pursuant thereto, the APSRTC considered the petitioner's explanation dated 28-09-2012 and passed proceedings dated 09-07-2013 removing the petitioner from service with immediate effect.

2. The complaint of the petitioner in this contempt case is that his explanation has not been considered on its merits. However, the grounds raised in this regard in the affidavit filed in support of the contempt case are not reflected in the explanation dated 28-09-2012. Further, the validity of the proceedings dated 09-07-2013 cannot be gone into by this Court in exercise of contempt jurisdiction. If the petitioner is aggrieved thereby, he must necessarily challenge the same by way of independent proceedings in accordance with law. It is stated that the petitioner has, in fact, filed a writ petition separately challenging the said proceedings.

3. The contempt case is accordingly dismissed. No order as to costs.

SANJAY KUMAR, J.

29TH November, 2013
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